



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 West Yakima Avenue, Suite 200 • Yakima, Washington 98902-3452 • (509) 575-2490

March 28, 2006
CERTIFIED MAIL

Samuel M Logan
Clayton S Logan
35717 N Spotted Rd
Clayton WA 99110

RE: Application No. S 4-34939 for Short-Term Water Diversion for Mining

This application seeks approval for short-term non-consumptive diversion of water for mining. The applicants are developing a mining claim through the Lake Wenatchee Ranger District. They will use buckets to carry water a short distance to a rocker box and the sediment laden water will flow through a short sediment separation loop back to the stream.

It is anticipated that the proposed small intermittent non-consumptive diversion can take place during the 2006 season without impairing existing water rights, including those rights embodied in in-stream flows adopted in WAC 173-545, provided the use conforms to the following.

The Short-Term Authorization has the following parameters and provisions:

1. The priority date is April 5, 2004.
2. Diversion may take place from June 30 through October 31, 2006.
3. The diversion will be from a small unnamed stream, tributary to Tronson Creek in the SW¹/₄, Section 22, T. 22 N., R. 18 E.W.M.
4. The water will be used non-consumptively to operate a rocker box.
5. Diversion shall not exceed 0.01 cubic feet per second (cfs) (approximately 4.5 gallons per minute).
6. The operator of the system under this authorization shall:
 - have a copy of the Short Term Authorization,
 - be aware of the parameters and provisions and operate accordingly,
 - provide said copy as evidence of this authorization upon request by Department of Ecology or Department of Fish and Wildlife staff,
 - a sign bearing the Permit No. S3-34939T shall be displayed near the site.

Precautions shall be taken to prevent the dipping of fish. Possibly a screen box large enough so the bucket could be dip water from inside it. Screening criteria are described in the Gold and Fish pamphlet.

FILE COPY



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This authorization shall in no way excuse the permittee from compliance with any applicable federal, state, or local statutes, ordinances, or regulations including those administered by other programs of the Department of Ecology.

The water sources and/or water transmission facilities, and place of use (land application site) may not be located entirely upon the land owned by the applicant. Therefore, the applicant is advised that issuance of a permit by this Department for appropriation and disposal of the waters in question does not convey a right of access to, or other right to use, land which the applicant does not legally possess.

You have the right to appeal this decision to the Pollution Control Hearings Board. Pursuant to Chapter 43.21B RCW, your appeal must be filed with the Pollution Control Hearings Board, and served on the Department of Ecology, within thirty (30) days of the date of your receipt of this document.

To appeal this decision, your notice of appeal must contain a copy of the Ecology decision you are appealing.

Your appeal must be filed with:

The Pollution Control Hearings Board
4224 - 6th Avenue SE Rowe Six Bldg 2
PO Box 40903
Lacey WA 98504-0903

Your appeal must also be served on:

The Department of Ecology
Appeals Coordinator
PO Box 47608
Olympia WA 98504-7608

In addition, please send a copy of your appeal to:

G. Thomas Tebb, LEG
Department of Ecology
15 W Yakima Ave Ste 200
Yakima WA 98902-3452

Sincerely,

G. Thomas Tebb FOR

G. Thomas Tebb, L.E.G.
Section Manager
Water Resources Program
Central Region Office

GTT:DRH:DM
060333

Enclosure: Your Right To Be Heard

cc: Philip Rigdon, Deputy Director, Natural Resources Division, Yakama Nation
Lois Trevino, Water Administrator, Office of Environmental Trust, Colville Confederated Tribes
Rachael Paschal, Attorney
Mark Peterschmidt, Water Quality Program, Department of Ecology, Central Region Office

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<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Samuel M. Logan</u></p> <p>C. Date of Delivery <u>3/30/06</u></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p>	
<p>1. Article Addressed to:</p> <p>SAMUEL M LOGAN CLAYTON S LOGAN 35717 N SPOTTED RD CLAYTON WA 99110</p> <p>WR/gg Temp Auth S4-34939</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number (Transfer from service label)</p> <p>7003 2260 0006 9879 1822</p>			
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PS Form 3800, June 2002 See Reverse for Instructions	